

# HOUSE BILL No. 1707

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 3-9.

**Synopsis:** Expenditure reporting for public questions. Requires campaign finance reports relating to the outcome of any public question to be filed with the election division. Requires the election division to provide for the electronic submission, retrieval, storage, and disclosure of campaign finance reports relating to public questions.

**Effective:** July 1, 2009.

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**Saunders, Richardson**

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January 22, 2009, read first time and referred to Committee on Labor and Employment.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

## HOUSE BILL No. 1707

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 3-9-4-4, AS AMENDED BY P.L.164-2006,  
2       SECTION 61, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3       JULY 1, 2009]: Sec. 4. (a) The election division shall develop a filing  
4       and coding system consistent with the purposes of this article. The  
5       election division and each county election board shall use the filing and  
6       coding system. The coding system must provide:

7               (1) not more than ten (10) codes to account for various campaign  
8               expenditure items; and

9               (2) a clear explanation of the kinds of expenditure items that must  
10              be accounted for under each code.

11       (b) The election division shall develop and use a computer system  
12       to store campaign finance reports required to be filed under IC 3-9-5-6,  
13       IC 3-9-5-10, and IC 3-9-5-20.1. The computer system must enable the  
14       election division to do the following:

15              (1) Identify all candidates or committees that received  
16              contributions from a contributor over the past three (3) years.

17              (2) Identify all contributors to a candidate or committee over the

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1 past three (3) years.

2 (3) Provide for electronic submission, retrieval, storage, and  
3 disclosure of campaign finance reports of candidates for the  
4 following:

5 (A) Legislative office.

6 (B) State office.

7 The election division shall provide training at no cost to  
8 candidates to enable candidates described in this subdivision to  
9 file campaign finance reports electronically.

10 **(4) Provide for electronic submission, retrieval, storage, and**  
11 **disclosure of campaign finance reports relating to public**  
12 **questions.**

13 (c) The election division shall notify each candidate's committee  
14 that the election division will provide at the committee's request at no  
15 cost a standardized software program to permit the committee to install  
16 the software on a computer and generate an electronic version of the  
17 reports and statements required to be filed with the election division  
18 under this article. However, the election division is not required to  
19 provide or alter the software program to make the program compatible  
20 for installation or operation on a specific computer.

21 (d) This subsection applies to the following committees:

22 (1) A committee for a candidate seeking election to a state office.

23 (2) A political action committee that has received more than fifty  
24 thousand dollars (\$50,000) in contributions since the close of the  
25 previous reporting period.

26 The committee must file electronically the report or statement required  
27 under this article with the election division using a standardized  
28 software program supplied to the committee without charge under  
29 subsection (c) or another format approved by the election division. An  
30 electronic filing approved by the election division under this subsection  
31 may not require manual reentry into a computer system of the data  
32 contained in the report or statement in order to make the data available  
33 to the general public under subsection (g).

34 (e) This subsection applies to an electronic submission under  
35 subsection (b)(3). An electronic submission must be in a format  
36 previously approved by the commission that permits the election  
37 division to print out a hard copy of the report after the receipt of the  
38 electronic submission from the candidate. Filing of a report occurs  
39 under IC 3-5-2-24.5 on the date and at the time electronically recorded  
40 by the election division's computer system. If a discrepancy exists  
41 between the text of the electronic submission and the printed report, the  
42 text of the printed report prevails until an amendment is filed under this

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1 article to correct the discrepancy.

2 (f) The election division is not required to accept an electronic  
3 submission unless the submission complies with subsection (b)(3).  
4 Upon receiving approval from the commission, the election division  
5 may accept an electronic submission from candidates, committees, or  
6 persons described in subsection (b)(3).

7 (g) The election division shall make campaign finance reports stored  
8 on the computer system under subsection (b) available to the general  
9 public through an on-line service.

10 SECTION 2. IC 3-9-5-2 IS AMENDED TO READ AS FOLLOWS  
11 [EFFECTIVE JULY 1, 2009]: Sec. 2. The following persons, whenever  
12 required to file a report, notice, or other instrument by this article, shall  
13 file it with the election division:

14 (1) Candidates for state office and their candidate's committees.

15 (2) The following central committees:

16 (A) State committees.

17 (B) Congressional district committees.

18 (3) Other regular party committees that propose to influence the  
19 election of a candidate for state or legislative office or the  
20 outcome of a public question. ~~for or against which the electorate~~  
21 ~~of the whole state may vote.~~

22 (4) Political action committees that propose to influence the  
23 election of a candidate for state or legislative office or the  
24 outcome of a public question. ~~for or against which the electorate~~  
25 ~~of the whole state may vote.~~

26 (5) Legislative caucus committees.

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